UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Pamela Barber

APPLICATION TO WITHDRAW AS **COUNSEL OF RECORD**

Plaintiff(s)

Case No:

07-cv-002407(DWF/AJB)

v.

Guidant Corp., et al.

Defendant(s)

Pursuant to Rule 83.7(b) of the Local Rules of the United States District Court for the District of Minnesota, the undersigned attorney hereby requests the Court and counsel that The Mulligan Law Firm, currently listed as counsel of record for David Richards. The Mulligan Law Firm wishes to withdraw as counsel for David Richards in this case for the following reason(s):

Despite multiple attempts and diligent efforts by counsel to obtain Plaintiff's signed release of the defendant in this matter, Plaintiff has not signed the required release. Plaintiff's failure to sign has created irreconcilable differences with counsel.

A copy of this motion will be served upon Plaintiff at his home address.

Dated: 8-26-08

Patrick J. Mulligan

Texas State Bar No. 14651270

Eric N. Roberson

Texas State Bar No. 00792804

Reid Stewart

Texas State Bar No. 24003310

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